

**RECEIVED**  
**CENTRAL FAX CENTER**

**Pepper Hamilton LLP**  
Attorneys at Law

JAN 25 2005

50th Floor  
500 Grant Street  
Pittsburgh, PA 15219-2502  
412.454.5000  
Fax 412.281.0717  
www.pepperlaw.com

**FAX INFORMATION SHEET**

Date: January 25, 2005  
ID Number: 61297  
Identifier: 122467.06311

<b><u>Recipient's Name</u></b>	<b><u>Company</u></b>	<b><u>General Number</u></b>	<b><u>Fax Number</u></b>
Commissioner for Patents	USPTO		703.872.9306

Sender: W. Joseph Melnik RETURN TO K. PUJOL  
Sender's Direct Line: 412.454.5812  
Sender's Email Address: melnikj@pepperlaw.com

Total Pages Including Cover: 4

Comments: Please see attached Revocation and Grant of Power of Attorney for Serial No. 10/948,985 entitled "CONSOLIDATED ON-LINE ASSESSMENT SYSTEM" which is a continuation of Serial No. 10/098,636.

An original or a copy has [ ] or has not [✓] been sent to you by mail [ ] or by overnight service [ ] or by email [ ].

---

◆◆ If total pages are not received, or an error occurred during this transmission,  
please call the sender at the direct line listed above. ◆◆

---

◆◆ CONFIDENTIALITY NOTE ◆◆

The documents accompanying this facsimile transmission contain information from the law firm of Pepper Hamilton LLP which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited, and that the documents should be returned to this Firm immediately. In this regard, if you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us at no cost to you.

**Operator's Use Only**

Start Time:	:	am [ ] pm [ ]	End Time:	:	am [ ] pm [ ]
-------------	---	---------------	-----------	---	---------------

Operator:

Coversheet Page 1 of 1

PT: #203479 v1 (4D07011.DOC)

PAGE 1/4 \* RCVD AT 1/25/2005 3:58:47 PM [Eastern Standard Time]\* SVR:USPTO-EFXRF-1/0 \* DNIS:8729306 \* CSID:4124545000 \* DURATION (mm:ss):01:24

ATTORNEY DOCKET NO.: ETS-0204

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Kuntz et al.

Serial No. 10/098,636

Filed: March 15, 2002

For: CONSOLIDATED ONLINE ASSESSMENT SYSTEM

Assignee: Educational Testing Service

RECEIVED  
CENTRAL FAX CENTER

JAN 25 2005

**REVOCATION AND GRANT OF NEW POWER OF ATTORNEY  
AND CHANGE OF CORRESPONDENCE ADDRESS**

The undersigned Assignee of record in the above-referenced patent hereby revokes all previous powers of attorney in connection with this application and appoints the following attorneys, all of whom are associated with Customer Number 21269:

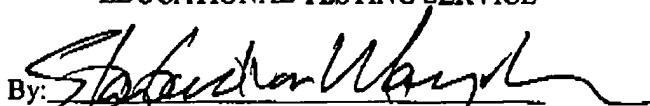
Raymond A. Miller	Reg. No. 42,891	Joseph Melnik	Reg. No. 48,741
James M. Singer	Reg. No. 45,111	John W. Ongman	Reg. No. 48,535
Kathleen Johnson	Reg. No.: 51,852	John Pillion	Reg. No. 52,122
Carissa Tener	Reg. No. 52,278	Joseph T. Helmsen	Reg. No. 54,163
Nicole Endejann	Reg. No. 50,229	Alka Patel	Reg. No. 49,092

of the firm of PEPPER HAMILTON LLP, and every attorney at law associated with that firm, to act on Assignee's behalf before all competent in connection with this application and any continuation therefrom. Please direct all future correspondence in connection with this application to attorney

W. Joseph Melnik  
Pepper Hamilton LLP  
One Mellon Center, 50<sup>th</sup> Floor  
500 Grant Street, Pittsburgh, PA 15219  
Phone: (412) 454-5812  
Fax: (412) 281-0717

Respectfully submitted,  
EDUCATIONAL TESTING SERVICE

Dated: May 3, 2004

By: 

Name: Stanford von Mayrhofer  
Title: Senior Vice President and General Counsel

PTO/SB/86 (08-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Kuntz et al.Application No./Patent No.: 10/098,636 Filed/Issue Date: March 15, 2002Entitled: Consolidated Online Assessment SystemEducational Testing Service, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or2.  an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 13025, Frame 470, or for which a copy thereof is attached.**OR**B.  A chain of title from the inventor(s) of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

 Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

375/104

Date

Telephone number

Stanford von Mayrhauser

Typed or printed name

Signature

Senior Vice President and General  
Counsel

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**CERTIFICATE OF FACSIMILE UNDER 37 C.F.R. §1.6 & §1.8**

In re Application of  
Kuntz, et al.  
Application No.: 10/948,985  
Filing Date: September 23, 2004  
FOR: Consolidated On-Line Assessment System

I hereby certify that this "REVOCATION AND GRANT OF POWER OF ATTORNEY" is being sent via facsimile to fax number 703-872-9306 under 37 C.F.R. §1.6 & §1.8 on January 25, 2005.

Kathleen Pujol  
(Typed/printed name of person mailing paper or fee)

Karen P.  
(Signature of person mailing paper or fee)